



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James P. Koch
Serial No. : 09/400,817
Filed : September 22, 1999
Title : CUSTOM MOLDED CERVICAL CAPS AND METHOD AND KIT FOR FORMING SAME

Art Unit : 3733
Examiner :

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Responsive to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed October 18, 1999 (a copy of which is enclosed), applicant as a small entity submits herewith the following:

- ☒ Payment of the surcharge of \$65.00 for late filing of the declaration.
- ☒ A Petition for a one-month extension of time.
- ☒ A copy of the Verified Statement Claiming Small Entity Status;
- ☒ A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit January 18, 2000
Signature Sandra J. Sturtevant

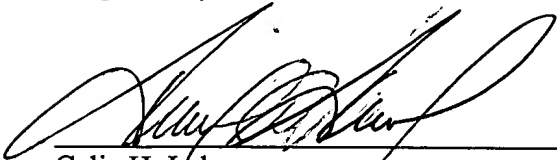
Sandra J. Sturtevant
Typed or Printed Name of Person Signing Certificate

Applicant :
Serial No. :
Filed :
Page : 2

Attorney's Docket No.: 01996-005001

Respectfully submitted,

Date: 18 January 2000



Celia H. Leber
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CHL/szs

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20018509.doc



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY-DOCKET NO./TITLE
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09/400,817 09/22/99 KOCH

2

01996/005001

0232/101E

CELIA H LEBER
FISH & RICHARDSON
225 FRANKLIN STREET
BOSTON MA 02110-2804

NOT ASSIGNED

DATE MAILED

10/18/99

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 130

☐ 1. The statutory basic filing fee is:

☐ missing:

☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small-entity statement claiming such status. (37 CFR 1.27)

☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.

\$_____ for _____ independent claims over 3.

\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

☒ is missing or unsigned.

☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR-1. 63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☒ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

E. Burns

Customer Service Center
Initial Patent Examination Division (703) 308-1202

12/18/99
11/18/2000